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OFFICE OF PETITIONS

In re Application of :
Taenzer, et al. :
Application No. 10/757,796 : DECISION ON PETITION
Filed: January 13, 2004 :
Attorney Docket No. 035372-003 :

This is a decision on the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed August 15, 2007.

The petition is **GRANTED.**

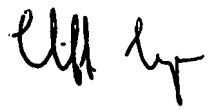
The above-identified application was held abandoned for failure to timely file a response to the non-final Office action mailed January 3, 2007. A Notice of Abandonment was mailed on July 19, 2007.

A review of the application file reveals the presence of an amendment filed on July 10, 2007. The Amendment was made timely by including a Certificate of Mailing dated July 3, 2007, and by including a three month extension of time. A review of Office finance records reveals that the Office did in fact receive the fee for the three month extension. Accordingly, it is obvious that the Notice of Abandonment was mailed in error.

In view thereof, **the holding of abandonment is withdrawn.**

The matter is being forwarded to Group Art Unit 2615 for consideration of the amendment filed July 10, 2007 (Certificate of Mailing dated July 3, 2007).

Telephone inquiries regarding this decision should be directed to the undersigned at (571)272-3207.



Cliff Congo
Petitions Attorney
Office of Petitions